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MAR 2 4 2005		(Case No. 98,723-E1)		
RADE TRADE	3 ()		
Juan Saus)) Art Unit: 1645		
Serial No.: 10/008,721) Examiner: Seharaseyon		
Filed: December 7, 200	1) Conf. No. 5105		

TNF-Inducible Promoters And Methods For: For Using

Mail Stop: Amendment Commissioner for Patents P.O. Box 1450 Arlington, VA 22313-1450

TRANSMITTAL LETTER

Sir:

- We are transmitting herewith the attached papers for the above-identified patent application:
 - Response to the Office Action mailed March 1, 2005 (1 sheet); Return Receipt Postcard
- With respect to fees:
 - No fee is required.
- Please charge any underpayment or credit any overpayment our Deposit Account, No. 13-2490.
- CERTIFICATE OF MAILING BY "EXPRESS MAIL" UNDER 37 CFR § 1.10: The undersigned hereby certifies that this Transmittal Letter and the paper, as described in paragraph 1 hereinabove, are being deposited with the United States Postal Service with sufficient postage as "Express Mail Post Office to Addressee" in an envelope addressed to: Mail Stop: Amendment, Commissioner for Patents, P.O. Box 1450, Arlington, VA 22313-1450, on this 24th day of March, 2005. Express Mail No. EV595492350US.

By:

Registration No. 42,636



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE (Case/No. 98,723-E1)

In re Application of:	()	
)	
Juan Saus)	
)	Art Unit: 1647
Serial No.: 10/008,721)	
•)	Examiner: Seharaseyon
Filed: December 7, 2001)	·
,)	Conf. No. 5105

BOX: AMENDMENT
Commissioner for Patents

TNF-Inducible Promoters And Methods

PO Box 1450

Alexandria, VA 22313-14501

For Using

RESPONSE TO THE OFFICE ACTION MAILED MARCH 1, 2005

Sir:

For:

In response to the Office Action mailed March 1, 2005, the Applicants herewith elect the invention of Group I, claims 1-13 and 16-19 drawn to claims for isolated nucleic acid sequences expression vectors, and recombinant host cells containing same, for further prosecution in the current application. The election is made with traverse, as the search required to pursue the remaining claim set extensively overlaps with the search required for Group I. The Applicants further elect SEQ ID NO:6 for prosecution in the case. This election is also made with traverse, as it imposes an undue burden on the Applicant, in requiring many different applications to be pursued for these closely related inventions.

If there are any questions about this matter, the patent office can contact the below-signed attorney at 312-913-0001.

3/24/05

Respectfully submitted, McDONNELL BOEHNEN HULBERT & BERGHOFF

David S'. Harper Reg. No. 42,636